

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 188752\_190876837619834\_100000925582825\_456452\_3426004\_n.jpg

**Other known title(s):** Not stated

**OFLC ref:** 1300159.005

**Medium:** Computer Image File Printout

**Distributor:** Not stated

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Secretary for Internal Affairs

<b>Classification:</b>	Unrestricted.
------------------------	---------------

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 13 March 2013

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 12 March 2013

### Summary of reasons for decision:

The printout has a photographic image showing a young blonde girl, approximately 5-7 years old, standing almost naked at the edge of a body of water. She faces the camera with her pants pushed down to mid-thigh. Her genital area is exposed but shadows obscure detail. The image is likely to be a family snapshot in a setting where nudity, particularly of children, is unremarkable. The image has no sexual content and no evidence of a sexual purpose and cannot reasonably be regarded as sexual in nature. A viewer's predisposition to regard any image of nudity as having a sexual meaning may result in a sexual interpretation, but to others the image simply depicts a young girl in an environment where nudity is not unusual.

The image raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The printout must, therefore, be classified as unrestricted. This

classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.